

Application No. 10/697,647

Supplemental Amendment under 37 C.F.R. §1.111 dated January 28, 2005

Supplemental Response to the Office Action of October 19, 2004

### **REMARKS**

Reconsideration of this application, as presently amended, is respectfully requested. Claims 1 - 11 are now pending in the present application, claim 12 having been cancelled by the present Amendment. In the Office Action mailed October 19, 2004, claims 11 and 12 were allowed; claims 1 and 5 – 9 were rejected; claim 10 was objected to; and claims 2 – 4 were objected to as being dependent upon a rejected base claim, but were indicated allowable if rewritten in independent form.

This Supplemental Amendment cancels claim 12, which was inadvertently not cancelled in the January 19, 2005 Amendment. All other claims are unchanged from the January 19, 2005 Amendment.

Please note, present claims 10 and 11 correspond to original claims 11 and 12, respectively, amended to obviate the objections to the drawings, as discussed below. Specifically, the drawings were objected to under 37 C.F.R. §1.83(a) for allegedly not showing every feature of the invention specified in the claims. The Office Action stated that the “accelerator” recited in claims 1, 11 and 12 is not shown in the drawings. Claims 1, 10 and 11 were amended in the January 19, 2005 Amendment to delete reference to the “accelerator” and to recite “an objective lens.” It is believed that every feature of the invention specified in the claims 10 and 11 is shown in the drawings.

Claim 10 was objected to in the October 19, 2004 Office Action under 37 C.F.R. §1.75(c) for being in improper dependent form. Because claim 10 has, in effect, been deleted by the January 19, 2005 Amendment and replaced with claim 11 (i.e., amended claim 10 corresponds to

Application No. 10/697,647

Supplemental Amendment under 37 C.F.R. §1.111 dated January 28, 2005

Supplemental Response to the Office Action of October 19, 2004

original claim 11 amended to obviate the objection to the drawings), the objection to claim 10 is overcome.

Finally, as indicated on page 8, item 16 of the October 19, 2004 Office Action, claims 11 - 12 were allowed. Because present claims 10 and 11 correspond to original claims 11 and 12, respectively, amended to obviate the objection to the drawings, it is respectfully submitted that claims 10 and 11 are in condition for allowance.

### **CONCLUSION**

In view of the foregoing amendments and accompanying remarks, it is submitted that all pending claims are in condition allowance. A prompt and favorable reconsideration of the rejection and an indication of allowability of all pending claims are earnestly solicited.

If the Examiner believes that there are issues remaining to be resolved in this application, the Examiner is invited to contact the undersigned attorney at the telephone number indicated below to arrange for an interview to expedite and complete prosecution of this case.

Application No. 10/697,647

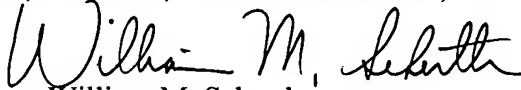
Supplemental Amendment under 37 C.F.R. §1.111 dated January 28, 2005

Supplemental Response to the Office Action of October 19, 2004

In the event that any fees are due in connection with the filing of this paper, please charge any fees to Deposit Account No. 50-2866.

Respectfully submitted,

**WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP**

A handwritten signature in black ink, appearing to read "William M. Schertler". The signature is fluid and cursive, with the first name "William" being the most prominent part.

William M. Schertler

Attorney for Applicants

Registration No. 35,348

Telephone: (202) 822-1100

Facsimile: (202) 822-1111

WMS/lw